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**RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2877**

7/25/2000
JONES AND VIAL

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of

Atty. Docket

FUCHS ET AL

PHA 23,578

Serial No. 09/087,141

Group Art Unit 2877

Filed: MAY 26, 1998

Examiner S. TURNER

METHOD AND DEVICE FOR MEASURING THIN FILMS AND SEMICONDUCTOR SUBSTRATES

Commissioner of Patents and Trademarks
Washington, D.C. 20231

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated April 13, 2000, of the Examiner finally rejecting claims 1-46.

Please charge the fee of \$300.00 to Deposit Account No. 14-1270.

No additional fee is required, because the fee was paid in a prior appeal.

Respectfully submitted,

By Tony E. Piotrowski
Tony E. Piotrowski, Reg. 42,080
Attorney
(914) 333-9609

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited this date with the United States Postal Service as first-class mail in an envelope addressed to:
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